IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE ANTONY DOMINIC

MONDAY, THE 29TH OCTOBER 2007 / 7TH KARTHIKA 1929

WP(C).No. 32056 of 2007(N)

PETITIONER:

T.J.LUIS
THOPPIL HOUSE,ULUNTHY
PERUNGALIPURAM 689 624.

BY ADV. SMT.S.K.DEVI

RESPONDENTS:

---

1. THE INTELLIGENCE OFFICER OFFICER
(INVESTIGATION BRANCH)
DEPT. OF COMMERCIAL TAXES,
ALAPPUZHA PIN 688 001.

2. THE SALES TAX OFFICER (WORKS CONTRACT)
DEPT. OF COMMERCIAL TAXES,
ALAPPUZHA PIN 688 001.

3. THE JOINT COMMISSIONER OF ENTRANCE
EXAMINATIONS, POOJAPPURA.THIRUVANANTHAPURAM.

4. THE DEPUTY TAHASILDAR (RR)
CHENGANNUR PIN 688 809.

BY GOVT. PLADER SRI. K.P.PRADEEP

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 29/10/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

ANTONY DOMINIC, J.

W.P.(C). NO. 32056 OF 2007

Dated this the 29th day of October, 2007

J U D G M E N T

Aggrieved by Ext.P1 order, petitioner has filed an appeal before the 3rd respondent. However, petitioner did not move any application for stay. In the meanwhile, revenue recovery proceedings has been initiated against the petitioner as per Ext.P3 and hence this writ petition. Although the petitioner has not moved an application for stay before the 3rd respondent appellate authority, in view of the pendency of Ext.P2 appeal filed before that authority, I am inclined to dispose of this writ petition with the following directions:

(i) The 3rd respondent shall consider and dispose of Ext.P3 appeal with notice to the petitioner, as expeditiously as possible, at any rate, within six weeks from the date of receipt of a copy of this judgment.

(ii) In the meanwhile, further proceedings pursuant to Ext.P3 and P4 will stand stayed on condition that the petitioner remits an amount of Rs.1,00,000/- within two weeks from the date of receipt of a copy of this judgment.

Petitioner shall produce a copy of this judgment before the 3rd respondent for compliance. .

ANTONY DOMINIC, JUDGE

vps